



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 5

77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

SEP 16 2003

EPA Region 5 Records Ctr.



226477

REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

PROMPT REPLY NECESSARY

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

Dear Sir or Madam:

This letter seeks your cooperation in providing information and documents relating to the disposal of contaminated soils at the Jean Baptiste Pointe DuSable Park property located at the terminus of North Water Street, south of Ogden Slip and north of the Chicago River in Chicago, Illinois. Based upon aerial photographs, radiological sampling and other information, United States Environmental Protection Agency ("U.S. EPA") has reason to believe that thorium-contaminated materials from other properties in the area may have been placed at the property now known as DuSable Park (the "Site"). This letter seeks any information that you may have regarding the excavation, transportation, storage or disposal of any soils, debris, or any other materials from areas currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC or any of their predecessors or affiliates during the years 1980 through 2000. We encourage you to give this matter your immediate attention and that you provide a complete and truthful response to this Information Request and attached questions (Attachment B) within sixty (60) calendar days of your receipt of this letter.

The United States Environmental Protection Agency ("U.S. EPA") is investigating the release or threat of release of hazardous substances, pollutants, or contaminants at this Site and believes it may be associated with the thorium contamination at the nearby Lindsay Light Superfund Removal Sites (the Lindsay Removal Sites). U.S. EPA is seeking to obtain information

concerning the generation, storage, treatment, transportation, and methods used to dispose of these substances, and identify activities, materials, and parties that contributed to contamination at the Site. U.S. EPA believes that you might possess information which may assist the Agency in its investigation of the Site.

In December 2000, U.S. EPA located radioactively-contaminated material at a mound of soil and other materials at the Site. U.S. EPA is seeking information from you that may allow it to determine the source of the radioactively-contaminated material at the Site which is located at North Water Street between the Chicago River and the Ogden Slip. As you may be aware there are several other radioactively contamination properties in the area including 316 E. Illinois (aka River East), 341 E. Ohio (aka Teachers Retirement System), 227 E. Grand Avenue (aka Grand Pier), 319 E. Illinois (aka HBE), and 245 E. Ohio that are contaminated with thorium from the former Lindsay Light manufacturing operations. These sites are collectively referred to as the Lindsay Light II Superfund Removal Sites in Chicago, Illinois (the "Lindsay Sites").

Under Section 104(e)(2) of CERCLA, 42 U.S.C. § 9604(e)(2), U.S. EPA has broad information gathering authority which allows U.S. EPA to require persons to furnish information or documents relating to:

- (A) The identification, nature, and quantity of materials which have been or are generated, treated, stored, or disposed of at a vessel or facility or transported to a vessel or facility.
- (B) The nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from a vessel or facility.
- (C) Information relating to the ability of a person to pay for or to perform a cleanup.

While U.S. EPA seeks your cooperation in this investigation, compliance with the Information Request is required by law. In addition, providing false, fictitious, or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. §1001. The information you provide may be used by U.S. EPA in administrative, civil or criminal proceedings.

Some of the information U.S. EPA is requesting may be considered by you to be confidential. Please be aware that you may not withhold the information upon that basis. If you wish U.S. EPA to treat the information confidentially, you must advise U.S. EPA of that fact by following the procedures outlined in Attachment A, including the requirement for supporting your claim for confidentiality.

If you have information about other parties who may have information which may assist the Agency in its investigation of the Site or may be responsible for the contamination at the Site, that information should be submitted within the time frame noted above.

Section 104 of CERCLA, 42 U.S.C. §9604, authorizes U.S. EPA to pursue penalties for failure to comply with that section or for failure to respond adequately to requests for submissions of required information.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1995, 44 U.S.C. §3501 et seq.

Instructions on how to respond to the questions in Attachment B to this document are described in Attachment A. Your response to this Information Request should be mailed to:

U.S. Environmental Protection Agency  
Debbie Regel, Enforcement Specialist  
Emergency Enforcement & Support Section, SE-5J  
77 West Jackson Boulevard  
Chicago, Illinois 60604-3590

If you have additional questions about the history of the Site, the nature of the environmental conditions at the Site, or the status of cleanup activities, please contact Mary Fulghum, Office of Regional Counsel at (312) 886-4683. However, if you have specific questions about the Information Request, please contact Debbie Regel at (312) 353-7632. We appreciate and look forward to your prompt response to this Information Request.

Sincerely,



William D. Messenger, Chief  
Emergency Enforcement and Support Section

Enclosures

cc: Vincent S. Oleskiewicz, Esq.  
One Prudential Plaza  
Baker & McKenzie  
130 East Randolph Drive  
Chicago, IL 60601

Patricia F. Sharkey  
Mayer, Brown, Rowe & Maw LLP  
190 South LaSalle Street  
Chicago, Illinois 60603

E, 2  
9/16/02

bcc: Mary Fulghum, ORC (C-14J)  
Cathy Martwick, ORC (C-14J)  
Verneta Simon, OSC (SE-5J)  
Fred Micke, OSC (SE-5J)  
Larry Jensen (SMF-4J)  
John Maritote, EESS (SE-5J)  
Debbie Regel, EESS (SE-5J)  
Denise Battaglia, Public Affairs, (P-19J)  
Records Center (SMR-7J)

Attachment A  
Information Request

Instructions

1. Answer Every Question Completely. A separate response must be made to each of the questions set forth in this Information Request. For each question contained in this letter, if information responsive to this Information Request is not in your possession, custody, or control, please identify the person(s) from whom such information may be obtained.
2. Number Each Answer. Precede each answer with the corresponding number of the question and the subpart to which it responds.
3. Provide the Best Information Available. Provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered noncompliance with this Information Request.
4. Identify Sources of Answer. For each question, identify (see Definitions) all the persons and documents that you relied on in producing your answer.
5. Continuing Obligation to Provide/Correct Information. If additional information or documents responsive to this Request become known or available to you after you respond to this Request, U.S. EPA hereby requests pursuant to Section 104(e) of CERCLA that you supplement your response to U.S. EPA.
6. Confidential Information. The information requested herein must be provided even though you may contend that it includes confidential information or trade secrets. You may assert a confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§9604(e)(7)(E) and (F), and Section 3007(b) of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. §6927(b), and 40 C.F.R. §2.203(b).

If you make a claim of confidentiality for any of the information you submit to U.S. EPA, you must prove that claim. For each document or response you claim confidential, you must separately address the following points:

- a. the portions of the information alleged to be entitled to confidential treatment;
- b. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);

- c. measures taken by you to guard against the undesired disclosure of the information to others;
- d. the extent to which the information has been disclosed to others; and the precautions taken in connection therewith;
- e. pertinent confidentiality determinations, if any, by U.S. EPA or other federal agencies, and a copy of any such determinations or reference to them, if available; and
- e. whether you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp or type "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise nonconfidential documents should be clearly identified. You should indicate a date, if any, after which the information need no longer be treated as confidential. Please submit your response so that all nonconfidential information, including any redacted versions of documents, is in one envelope and all materials for which you desire confidential treatment are in another envelope.

All confidentiality claims are subject to U.S. EPA verification. It is important that you satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent. Information covered by such claim will be disclosed by U.S. EPA only to the extent permitted by Section 104(e) of CERCLA. If no such claim accompanies the information when it is received by U.S. EPA, then it may be made available to the public by U.S. EPA without further notice to you.

7. Disclosure to U.S. EPA Contractor. Information which you submit in response to this Information Request may be disclosed by U.S. EPA to authorized representatives of the United States, pursuant to 40 C.F.R. §2.310(h), even if you assert that all or part of it is confidential business information. Please be advised that U.S. EPA may disclose all responses to this Information Request to one or more of its private contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If you are submitting information which you assert is entitled to treatment as confidential business information, you may comment on this intended disclosure within sixty (60) calendar days of receiving this Information Request.

8. Personal Privacy Information. Personnel and medical files, and similar files, the disclosure of which to the general public may constitute an invasion of privacy, should be segregated from your responses, included on separate sheet(s), and marked as "Personal Privacy Information."

9. Objections to Questions. If you have objections to some or all the questions within the Information Request letter, you are still required to respond to each of the questions.

### Definitions

The following definitions shall apply to the following words as they appear in this Information Request.

1. The term "**arrangement**" means every separate contract or other agreement between two or more persons, whether written or oral.
2. The term "**documents**" includes any written, recorded, computer-generated, or visually or aurally reproduced material of any kind in any medium in your possession, custody, or control, or known by you to exist, including originals, all prior drafts, and all non-identical copies.
3. The term "**hazardous substance**" shall have the same definition as that contained in Section 101(14) of CERCLA, and includes any mixtures of such hazardous substances with any other substances, including mixtures of hazardous substances with petroleum products or other nonhazardous substances.
4. The term "**radioactive hazardous substance**" shall mean, but not exclusively, radioactive Rare Earths, radioactive Monazite sand, radioactive gas mantles, radioactive thorium and all its associated decay products in the Thorium (Th-232) Decay Series, and radioactive uranium and all its associated decay products in both the Uranium (U-238) Decay Series and the Actinium (U-235) Decay Series. Also, radioactive hazardous substance shall mean any hazardous chemicals associated with these radioactive materials as a result of processing or manufacturing actions, radioactive wastes produced as a result of the extraction of thorium from Monazite sand/ore or from other ores, any unused thorium-containing sand/ore, thorium mill tailings, chemical wastes from the thorium extraction process, and radioactive wastes and/or soil obtained as fill.
5. The term "**identify**" means, with respect to a natural person, to set forth: (a) the person's full name; (b) present or last known business and home addresses and telephone numbers; (c) present or last known employer (include full name and address) with title, position or business.
6. With respect to a corporation, partnership, or other business entity (including a sole proprietorship), the term "**identify**" means to provide its full name, address, and affiliation with the individual and/or company to whom/which this request is addressed.
7. The term "**Lindsay Sites**" shall mean the Lindsay Light II Removal Site located at 316 East Illinois Street, Chicago, Illinois and includes any off-site contamination found in the surrounding area including 341 E. Ohio (aka Teachers Retirement System), 227 E. Grand Avenue (aka Grand Pier), 319 E. Illinois (aka HBE), and 245 E. Ohio.

8. The term "**material**" or "**materials**" shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to Rare Earths, radioactive Monazite sand or ore, any other radioactive ores and radioactive gas mantles.

9. The term "**person**" shall include any individual, firm, unincorporated association, partnership, corporation, trust, or other entity.

10. The term "**pollutant or contaminant**" shall include, but not be limited to, any element, substance, compound, or mixture, including disease-causing agents, which after release into the environment will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations; except that the term "pollutant or contaminant" shall not include petroleum.

11. The term "**real estate**" shall mean and include, but not be limited to the following: land, buildings, a house, dwelling place, condominium, cooperative apartment, office or commercial building, including those located outside the United States.

12. The term "**release**" shall mean any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into the environment, including the abandonment or discharging of barrels, containers, and other closed receptacles containing any hazardous substance or pollutant or contaminant.

13. The term "**Site**" shall mean the approximately 3-acre Jean Baptiste Pointe DuSable Park bearing the Cook County Assessor's Parcel Number 17-10-220-001 and located generally east of the terminus of North Water Street, north of the Chicago River and south of Ogden Slip, Chicago, Illinois.

14. The term "**waste**" or "**wastes**" shall mean and include trash, garbage, refuse, byproducts, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including but not limited to containers for temporary or permanent holding of such wastes. In particular relative to this Information Request, "waste" or "wastes" shall also include radioactive wastes produced as a result of the extraction of thorium from Monazite sand/ore or from other ores, any unused thorium-containing sand/ore, thorium mill tailings, chemical wastes from the thorium extraction process, and radioactive wastes and/or soil obtained as fill.

15. The term "**you**" or "**Respondent**" shall mean the addressees of this Request for Information letter.



16. The term "**Lindsay Light**" shall mean the Lindsay Light Company (1904-1935), and the Lindsay Light and Chemical Company (1935-1952), both located in Chicago, Illinois. The term "Lindsay Light" shall also mean its thorium manufacturing plant at 316 East Illinois Street, its office building at 161 East Grand Avenue, and its location at 22 West Hubbard Street, all in Chicago, Illinois.

17. The time period for these requests is from approximately 1980 through 2000.

Attachment B  
Requests

1. Identify all persons consulted in the preparation of the answers to these Information Requests.
2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these Requests, and provide copies of all such documents.
3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Information Request or who may be able to provide additional responsive documents, identify such persons.
4. With the exception of the removal actions pursuant to the January 27, 1994, Administrative Order on Consent between U.S. EPA and The Chicago Dock & Canal Trust Company and the June 6, 1996, Unilateral Order issued by U.S. EPA to The Chicago Dock & Canal Trust and the Kerr McGee Chemical Corporation, identify all persons, including but not limited to, contractors and subcontractors, having knowledge or information about the stripping, grading, excavation, transportation, treatment, storage, disposal, or other handling of soils, debris, or other materials at any property currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC, Old REP LLC or any of their predecessors, successors or affiliates during the years 1980 through 2000.
5. With the exception of the removal actions pursuant to the January 27, 1994, Administrative Order on Consent between U.S. EPA and The Chicago Dock & Canal Trust Company and the June 6, 1996, Unilateral Order issued by U.S. EPA to The Chicago Dock & Canal Trust and the Kerr McGee Chemical Corporation, identify all persons, including but not limited to, contractors and subcontractors that had contracts or other arrangements to strip, grade, excavate, transport, store, or otherwise handle soils, debris, or other materials at any property currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC, Old REP LLC or any of their predecessors, successors or affiliates during the years 1980 through 2000.
6. If you have any information regarding the transportation, storage, disposal or other handling of soils, debris, or other materials at any property currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC, Old REP LLC or any of their predecessors, successors or affiliates, that resulted in the placement of

any soils, debris, or other materials at the Site during any time period:

- a) identify the persons involved and explain their involvement;
- b) state when the placement occurred;
- c) describe in detail the location from where the materials were moved;
- d) describe in detail how the materials were excavated;
- e) describe in detail how the materials were transported;
- f) describe in detail how the materials were placed on the Site; and
- g) describe in detail where the materials were placed on the Site.

**LINDSAY LIGHT II SITE/OU4 DUSABLE PARK, CHICAGO, IL**  
**LIST OF RECIPIENTS OF REQUEST FOR INFORMATION LETTER**

Kerr-McGee Chemical LLC  
c/o The Corporation Company  
Registered Agent  
120 North Robinson, Suite 735  
Oklahoma City, OK 73102

Chicago Dock & Canal Company  
c/o Mr. David A. Grossberg  
Registered Agent  
6600 Sears Tower  
233 S. Wacker  
Chicago, IL 60606

River East, Inc.  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

MCL Companies of Chicago, Inc.  
c/o Mr. David A. Grossberg  
Registered Agent  
6600 Sears Tower  
233 S. Wacker  
Chicago, IL 60606

Center at River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

**LINDSAY LIGHT II SITE/OU4 DUSABLE PARK, CHICAGO, IL**  
**LIST OF RECIPIENTS OF REQUEST FOR INFORMATION LETTER**

Parkview at River East LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Riverview at River East LLC  
Thomas J. Kelly  
161 N. Clark Street  
Suite 3100  
Chicago, Illinois 60601

Lakeview at River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Cityfront Center, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Old REP LLC  
c/o Mr. David A. Grossberg  
Registered Agent  
6600 Sears Tower  
233 S. Wacker  
Chicago, IL 60606

Lindsay Light II Site/OU4 DuSable Park

PROMPT REPLY NECESSARY

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

Dear Sir or Madam:

This letter seeks your cooperation in providing information and documents relating to the disposal of contaminated soils at the Jean Baptiste Pointe DuSable Park property located at the terminus of North Water Street, south of Ogden Slip and north of the Chicago River in Chicago, Illinois. Based upon aerial photographs, radiological sampling and other information, United States Environmental Protection Agency ("U.S. EPA") has reason to believe that thorium-contaminated materials from other properties in the area may have been placed at the property now known as DuSable Park (the "Site"). This letter seeks any information that you may have regarding the excavation, transportation, storage or disposal of any soils, debris, or any other materials from areas currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC or any of their predecessors or affiliates during the years 1980 through 2000. We encourage you to give this matter your immediate attention and that you provide a complete and truthful response to this Information Request and attached questions (Attachment B) within sixty (60) calendar days of your receipt of this letter.

The United States Environmental Protection Agency ("U.S. EPA") is investigating the release or threat of release of hazardous substances, pollutants, or contaminants at this Site and believes it may be associated with the thorium ~~CONCURRENCE REQUESTED~~ Lindsay Light Superfund Removal Sites (the Lindsay Removal Sites). U.S. EPA is seeking to obtain information

dhf 8/18/03	Sam 8/22/03	8/25/03		mt					
ES	OSC	RS CHIEF	EE39 CHIEF	ORC	ORC CHIEF	ERB CHIEF	ENF COORD	SFD Director	RA

8/27/03

**REMOVAL PROGRAM  
INFORMATION REQUESTS  
ROUTING SLIP  
(REVISED JANUARY 2003)**

**LINDSAY LIGHT II**  
(SITE NAME)

**Please sign the Yellow and check your name off this page.  
Then pass the document on to the next name.  
Do not sign this page, SIGN THE YELLOW**

	NAME	MAIL CODE
1. ERB ENFORCEMENT SPECIALIST	<u>Debbie Regel</u>	<u>SE-5J</u> ✓
2. EESS SECRETARY	<u>Akimi Cheng</u>	<u>SE-5J</u> ✓
3. ERB ON-SCENE COORDINATORS	<u>Verneta Simon</u> <u>Fred Micke</u>	<u>SE-5J</u> ✓ <u>SE-5J</u> ✓
4. SENIOR HEALTH PHYSICIST	<u>Larry Jensen</u>	<u>SE-5J</u>
5. ORC STAFF ATTORNEYS	<u>Mary Fulghum</u> <u>Cathy Martwick</u>	<u>C-14J</u> ✓ <u>C-14J</u>
6. EESS SECRETARY	<u>Akimi Cheng</u>	<u>SE-5J</u> ✓
7. EESS SECTION CHIEF	<u>Bill Messenger</u>	<u>SE-5J</u> ✓
8. RETURN TO SE-5J/EESS SECRETARY FOR MAILING TO PRPs AND DISTRIBUTION OF BCC LIST.		

DATE MAILED TO PRPs: ~~SEP 09 2003~~ SEP 16 2003



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
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CHICAGO, IL 60604-3590

SEP 16 2003

REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

**PROMPT REPLY NECESSARY**

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River East, Inc.  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

Dear Sir or Madam:

This letter seeks your cooperation in providing information and documents relating to the disposal of contaminated soils at the Jean Baptiste Pointe DuSable Park property located at the terminus of North Water Street, south of Ogden Slip and north of the Chicago River in Chicago, Illinois. Based upon aerial photographs, radiological sampling and other information, United States Environmental Protection Agency ("U.S. EPA") has reason to believe that thorium-contaminated materials from other properties in the area may have been placed at the property now known as DuSable Park (the "Site"). This letter seeks any information that you may have regarding the excavation, transportation, storage or disposal of any soils, debris, or any other materials from areas currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC or any of their predecessors or affiliates during the years 1980 through 2000. We encourage you to give this matter your immediate attention and that you provide a complete and truthful response to this Information Request and attached questions (Attachment B) within sixty (60) calendar days of your receipt of this letter.

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Lindsay Light II Site/OU4 DuSable Park

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River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, IL 60601

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MCL Companies of Chicago, Inc.  
c/o Mr. David A. Grossberg  
Registered Agent  
6600 Sears Tower  
233 S. Wacker  
Chicago, IL 60606

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Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

Dear Sir or Madam:

This letter seeks your cooperation in providing information and documents relating to the disposal of contaminated soils at the Jean Baptiste Pointe DuSable Park property located at the terminus of North Water Street, south of Ogden Slip and north of the Chicago River in Chicago, Illinois. Based upon aerial photographs, radiological sampling and other information, United States Environmental Protection Agency ("U.S. EPA") has reason to believe that thorium-contaminated materials from other properties in the area may have been placed at the property now known as DuSable Park (the "Site"). This letter seeks any information that you may have regarding the excavation, transportation, storage or disposal of any soils, debris, or any other materials from areas currently or formerly owned by Chicago Dock & Canal Trust, Chicago Dock & Canal Trust Company, River East, Inc., River East LLC, MCL Companies of Chicago, Inc., Center at River East, LLC, Parkview at River East, LLC, Riverview at River East, LLC, Lakeview at River East, LLC, Cityfront Center, LLC or any of their predecessors or affiliates during the years 1980 through 2000. We encourage you to give this matter your immediate attention and that you provide a complete and truthful response to this Information Request and attached questions (Attachment B) within sixty (60) calendar days of your receipt of this letter.

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590  
**SEP 16 2003**

REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

**PROMPT REPLY NECESSARY**  
**CERTIFIED MAIL: RETURN RECEIPT REQUESTED**

Park & River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

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REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

**PROMPT REPLY NECESSARY**  
**CERTIFIED MAIL: RETURN RECEIPT REQUESTED**

Riverview at River East, LLC  
Tomas J. Kelly  
161 N Clark  
Chicago, IL 60601

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

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REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

**PROMPT REPLY NECESSARY**

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Lakeview & River East, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

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Lindsay Light II Site/OU4 DuSable Park

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Cityfront Center, LLC  
Pederson & Houpt,  
Registered Agent  
1161 N. Clark Street  
Chicago, Illinois 60601

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

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REPLY TO THE ATTENTION OF:

Lindsay Light II Site/OU4 DuSable Park

**PROMPT REPLY NECESSARY**  
**CERTIFIED MAIL: RETURN RECEIPT REQUESTED**

Old REP LLC  
c/o Mr. David A. Grossberg  
Registered Agent  
6600 Sears Tower  
233 S. Wacker  
Chicago, IL 60606

Re: Request for Information Pursuant to Section 104 of CERCLA for Lindsay Light II Site/OU4 DuSable Park in Chicago, Illinois

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**LINDSAY LIGHT II / OU4 DUSABLE PARK, CHICAGO,IL**  
**LIST OF RECIPIENTS OF REQUEST FOR INFORMATION LETTER**

Ker McGee Chemical LLC c/o The Corporation Company Registered Agent 120 North Robinson, Suite 735 Oklahoma City, OK 73102	70010320 0006 0297 9338	1
Chicago Dock & Canal Company c/o Mr. David A. Grossberg Registered Agent 6600 Sears Tower 233 S. Wacker Chicago, IL 60606	70010320 0006 0298 0181	2
River East, Inc. Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 02981 0198	3
River East, LLC Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 0298 0204	4
MCL Companies of Chicago, Inc. c/o Mr. David A. Grossberg Registered Agent 6600 Sears Tower 233 S. Wacker Chicago, IL 60606	70010320 0006 0298 0211	5
Center at River East, LLC Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 0298 0228	6
Park & River East, LLC Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 0298 0235	7
Riverview at River East, LLC Tomas J. Kelly 161 N Clark Chicago, IL 60601	70010320 0006 0298 0242	8

Lakeview & River East, LLC Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 0298 0259	9
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Cityfront Center, LLC Pederson & Houpt, Registered Agent 1161 N. Clark Street Chicago, Illinois 60601	70010320 0006 0298 0266	10
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Old REP LLC c/o Mr. David A. Grossberg Registered Agent 6600 Sears Tower 233 S. Wacker Chicago, IL 60606	70010320 0006 0298 0273	11
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Ker McGee Chemical LLC  
c/o The Corporation Company  
Registered Agent  
120 North Robinson, Suite 735  
Oklahoma City, OK 73102

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